

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
*IN CLERKS OFFICE*

PEIERLS FOUNDATION INC. and )  
E. JEFFREY PEIERLS, individually )  
and as trustee )  
Plaintiffs, U.S. DISTRICT COURT )  
DISTRICT OF MASS ) Civil Action No. 03-12213 EFH  
)  
V. )  
JAMES E. RURKA, MARK SKALETSKY, )  
PAUL J. MELLETT, RICHARD ALDRICH, )  
KATE BINGHAM, )  
CHARLES W. NEWHALL III, )  
DAVID SCHNELL, and JOHN P. WALKER )  
Defendants. )  
*E.F.H.*

[PROPOSED] ORDER GRANTING MEDIATION AND REVISING SCHEDULE

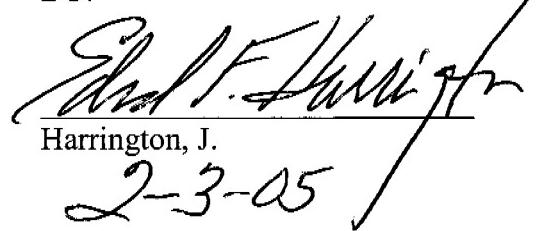
The Court, having considered the Joint Motion for Order Granting Mediation and Revising Schedule and finding that good cause has been shown, hereby orders that:

1. Mediation is granted pursuant to L.R. 16.4(4).
2. The mediation shall be conducted in accordance with the ADR Agreement, a copy of which is attached to the Joint Motion and which is incorporated herein by reference.
3. Pursuant to L.R. 16.1(G), the Court modifies the Scheduling Order to provide that:

Fact Discovery Completed:	June 1, 2005
Discovery Motions:	June 1, 2005
Plaintiff's Expert Reports and 26(a)(2) Disclosure:	July 29, 2005
Defendants' Expert Reports and 26(a)(2) Disclosure:	October 2, 2005
Plaintiff's Rebuttal Expert Report:	October 24, 2005

Expert Depositions completed:	December 24, 2005
Motions Relating to Expert Discovery:	December 24, 2005
Dispositive Motions:	January 24, 2006
Oppositions to Dispositive Motions:	February 24, 2006
26(a)(3) Disclosures:	March 17, 2006
Final Pretrial Conference:	March 23, 2006

BY:

  
Harrington, J.  
2-3-05